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16 UNITED STATES DISTRICT COURT  
17  
18 NORTHERN DISTRICT OF CALIFORNIA  
19  
20 SAN FRANCISCO DIVISION

20 FCI USA, INC., and FCI AMERICAS  
21 TECHNOLOGY, INC.,

22 Plaintiffs and  
Counter Defendants,

23 v.

24 FOXCONN ELECTRONICS, INC. and HON  
25 HAI PRECISION INDUSTRY, CO., LTD.,

26 Defendants and  
Counter Claimants.

Case No. C-03-4519 JCS

JOINT STIPULATION REGARDING  
CASE SCHEDULE AND [PROPOSED]  
ORDER

Trial Date: May 1, 2006 at 8:30 a.m.

The parties, through their respective attorneys of record, and subject to the approval of the Court, hereby jointly stipulate to amend the current case schedule with respect to the submission of expert reports, expert discovery, and dispositive motions as set forth in the table below. Specifically, the parties seek to extend the dates for fact discovery, expert discovery, and the briefing of dispositive motions. These extensions of time will allow the parties to efficiently and effectively complete most of the fact discovery prior to serving rebuttal expert reports and filing dispositive motions. The extensions of time sought by the parties should not affect the hearing date on dispositive motions or the trial date.

Date	Event
October 28, 2005	Last Day to File Dispositive Motions
October 28, 2005	Due Date for Rebuttal Expert Reports
October 28, 2005	Close of Fact Discovery
November 4, 2005	Expert Discovery Begins
November 11, 2005	Due Date for Oppositions to Any Dispositive Motions Filed On October 28
November 18, 2005	Due Date for Replies For Any Dispositive Motions Filed on October 28 (unchanged)
November 25, 2005	Close of Expert Discovery

The case schedule was originally set by the Court on March 8, 2004. The schedule has previously been modified to: (1) continue the *Markman* hearing from November 3, 2004 to November 10, 2004; (2) continue the *Markman* hearing from November 10, 2004 to December 8, 2004, and to extend claim construction dates by 30 days; (3) extend post claim construction discovery, motions, final pretrial conference, and jury trial dates by 60 days; (4) modify the schedule in light of mediation proceedings; (5) in light of the dismissal of several patents-in-suit, change the hearing date for dispositive motions, change the date of the pretrial conference, and set the date for trial; and (6) move expert fact discovery dates to better ensure efficient progression. The current schedule is reflected in this Court's Order dated August 12, 2005.

Subject to the Court's approval, the parties have agreed upon the following changes: (1) dispositive motions, currently due October 14, 2005, would be due October 28, 2005; (2) rebuttal expert reports, currently due September 30, 2005, would be due October 28, 2005; (3) the close of fact discovery, currently scheduled for October 7, 2005, would move to October 28, 2005; (4) the opening of expert discovery, currently scheduled for October 3, 2005, would move to November 4, 2005; (5) oppositions to dispositive motions, currently due November 4, 2005, would be due November 11, 2005; (6) the close of expert discovery, currently scheduled for October 21, 2005, would be moved to November 25, 2005. The due dates for filing replies to dispositive motion oppositions (November 18, 2005), the hearing on dispositive motions (December 16, 2005), and trial (May 1, 2006) have not been changed.

Dated: September 19, 2005

ALBERT J. BRENEISEN  
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MICHAEL M. SHEN  
SHEILA MORTAZAVI  
KENYON & KENYON

/s/

Michael Shen  
Attorneys for Plaintiffs  
FCI USA, INC. and  
FCI AMERICAS TECHNOLOGY, INC.

Dated: September 19, 2005

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/s/

Alex Chachkes  
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HON HAI PRECISION INDUSTRY, CO., LTD.  
and FOXCONN ELECTRONICS, INC.

1 I hereby attest that concurrence in the filing of this joint document has been obtained from  
2 Alex Chachkes, counsel for Defendants.

3 Dated: September 19, 2005

\_\_\_\_\_  
/s/  
Michael M. Shen

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6 THE STIPULATION IS DENIED AS SUBMITTED.

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8 Dated: 9/19/05

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/s/ Hon. Joseph C. Spero  
JOSEPH C. SPERO  
United States Magistrate Judge